

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                                    |   |                            |
|------------------------------------|---|----------------------------|
| In re Application of:              | ) |                            |
|                                    | ) |                            |
| Akimasa TANAKA                     | ) | Confirmation No.: 5256     |
|                                    | ) |                            |
| Application No.: 10/594,619        | ) | Group Art Unit: 2814       |
|                                    | ) |                            |
| Filed: June 19, 2007               | ) | Examiner: Diana C. Garrity |
|                                    | ) |                            |
| For: SEMICONDUCTOR LIGHT DETECTING | ) |                            |
| ELEMENT INCLUDING FILM WHICH       | ) |                            |
| COVERS LIGHT RECEIVING REGION      | ) |                            |
| NEAR MAIN SURFACE OF MULTILAYER    | ) |                            |
| STRUCTURE AND ELECTRODE ON         | ) |                            |
| MAIN SURFACE (As Amended)          | ) |                            |

Commissioner for Patents  
U.S. Patent and Trademark Office  
Alexandria, VA 22314

Sir:

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- ☐ Previously submitted:
- ☐ Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_. (Any unentered amendment(s) referred to above will be entered).
  - ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- ☒ Enclosed:
- ☒ Petition under 37 C.F.R. § 1.313(c) to Withdraw Application from Issue
  - ☒ Information Disclosure Statement
  - ☒ PTO Form 1449 – 1 page
  - ☒ A copy of U.S. Office Action dated August 11, 2010 that issued in a related U.S. patent application no. 12/453,588.
  - ☒ Copy of one (1) Non U.S. reference attached

## 2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

## 3. Fees Calculation

- (a) RCE Fee required under 37 C.F.R. § 1.17(e)

- ☒ \$810.00  
☐ \$405.00 (for small entity)

- (b) Extension of Time

- ☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

| <u>Total Months<br/>Requested</u>     | <u>Fee for<br/>Extension</u> | <u>Fee for Small<br/>Entity</u> |
|---------------------------------------|------------------------------|---------------------------------|
| <input type="checkbox"/> one month    | \$ 130.00                    | \$ 65.00                        |
| <input type="checkbox"/> two months   | \$ 490.00                    | \$245.00                        |
| <input type="checkbox"/> three months | \$ 1110.00                   | \$555.00                        |
| <input type="checkbox"/> four months  | \$1,730.00                   | \$865.00                        |

The extension of time fee for this request: \$\_\_\_\_\_.

If an additional extension of time is required, please consider this a Petition therefor.

- (c) Petition under 37 C.F.R. § 1.313(c) fee of \$
- 130.00

**The total fee for this submission: \$810.00 + \$130.00 = \$940.00**

## 4. Fee Payment

- ☒ Payment in the amount of \$ 940.00, representing \$810.00 for the RCE filing fee and \$130.00 for the petition fee, is concurrently made herewith by credit card. **WARNING: Information on this form may become public. Credit card information should not be included on this form.**
- ☐ The Commissioner is hereby authorized to charge the Deposit Account No. 50-0573 in the amount of \_\_\_\_\_.



**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0573. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**DRINKER, BIDDLE & REATH LLP**

Dated: August 17, 2010

By:



Paul A. Fournier

Registration No. 41,023

**Customer No. 055694**

**DRINKER, BIDDLE & REATH LLP**

1500 K Street, N.W., Suite 1100

Washington, D.C. 20005-1209

Tel: (202) 842-8800

Fax: (202) 842-8465